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APPLICATION NUMBER	FILING DATE	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
08/607,791	02/27/96	GOODHILL	D P06-34023

EXAMINER

21M1/0527

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RUTLEDGE, D

ART UNIT

PAPER NUMBER

2101

DATE MAILED 05/27/97

This is a communication from the examiner in charge of your application.
COMMISSIONER OF PATENTS AND TRADEMARKS

OFFICE ACTION SUMMARY

☒ Responsive to communication(s) filed on Feb. 11, 1997

☐ This action is FINAL.

☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 D.C. 11; 453 O.G. 213.

A shortened statutory period for response to this action is set to expire 3 month(s), or thirty days, whichever is longer, from the mailing date of this communication. Failure to respond within the period for response will cause the application to become abandoned. (35 U.S.C. § 133). Extensions of time may be obtained under the provisions of 37 CFR 1.136(a).

Disposition of Claims

- ☒ Claim(s) 1-16 is/are pending in the application.
Of the above, claim(s) _____ is/are withdrawn from consideration.
☐ Claim(s) _____ is/are allowed.
☒ Claim(s) 7-16 is/are rejected.
☐ Claim(s) _____ is/are objected to.
☐ Claim(s) _____ are subject to restriction or election requirement.

Application Papers

- ☐ See the attached Notice of Draftsperson's Patent Drawing Review, PTO-948.
☐ The drawing(s) filed on _____ is/are objected to by the Examiner.
☐ The proposed drawing correction, filed on _____ is ☐ approved ☐ disapproved.
☐ The specification is objected to by the Examiner.
☐ The oath or declaration is objected to by the Examiner.

Priority under 35 U.S.C. § 119

- ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d).
☐ All ☐ Some* ☐ None of the CERTIFIED copies of the priority documents have been
☐ received.
☐ received in Application No. (Series Code/Serial Number) _____
☐ received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

*Certified copies not received: _____

- ☐ Acknowledgment is made of a claim for domestic priority under 35 U.S.C. § 119(e).

Attachment(s)

- ☒ Notice of Reference Cited, PTO-892
☒ Information Disclosure Statement(s), PTO-1449, Paper No(s). 3
☐ Interview Summary, PTO-413
☐ Notice of Draftsperson's Patent Drawing Review, PTO-948
☐ Notice of Informal Patent Application, PTO-152

--SEE OFFICE ACTION ON THE FOLLOWING PAGES--

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1. Drawings

Figs. 1-3 must be labelled as "Prior Art."

2. Rejection Under 35 U.S.C. 103

3. The text of those sections of Title 35, U.S. Code not included in this action can be found in a prior Office action.

4. Claims 1-7 are rejected under 35 U.S.C. 103(a) as being unpatentable over Frazen, et al. in view of Kajimoto.

Frazen et al. has the basic method of editing a motion picture film by first converting the film to video, editing the video according to an audience preference after viewing the video and finally conforming the cut negative to the final edit decision list. Frazen states that known video equipment may be used, Kajimoto teaches using a nonlinear digital video editing. The evaluation step is an inherent part of the editing method.

5. Claims 1-16 are rejected under 35 U.S.C. 103(a) as being unpatentable over Bluth et al. in view of Kajimoto.

Bluth et al. edit a motion picture film by first digitizing it and transferring the film to video. The reference teaches changing the format or aspect ratio of the film. One would recognize that in practicing this teaching today, updated

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equipment would non-linear video equipment. Even with independent film producers more than one individual is involved in editing decisions, therefore using a previewing screen size to fit the audience would be a common sense approach. The video would be formatted or the aspect ratio according to the viewing screen. After all editing is completed the cut negative would made to conform to the final editing decision list. Changing the size of the screen used to preview the video would not be a novel feature. The other steps are feature commonly practiced in the art.

6. Claims 8-16 are rejected under 35 U.S.C. 103(a) as being unpatentable over Frazen et al. in view of Kajimoto as applied to claims 1-7 above, and further in view of Bluth et al. or Washino et al. The combination does not disclose changing aspect ratios. Changing the aspect ratio to conform the motion picture film to a particular film format or particular viewing screen is a common practice to adapt the film/video to European or Asian formats, to television or other viewing sizes. The secondary reference teach changing the format/aspect ratio.

7. Conclusion.

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The prior art made of record and not relied upon is considered pertinent to applicant's disclosure. The references disclose transferring motion pictures to high definition video..

8. Any inquiry concerning this communication should be directed to D. Rutledge at telephone number (703) 308-1697.

D. Rutledge
D. RUTLEDGE
PRIMARY EXAMINER
GROUP 2100

Rutledge/dc
May 14, 1997